

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

SAUNDRA POWELL,

Plaintiff,

CASE NO. 2:12-cv-12955

v.

HON. MARIANNE O. BATTANI

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

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**ORDER ADOPTING THE MAGISTRATE JUDGE'S REPORT AND  
RECOMMENDATION, GRANTING IN PART PLAINTIFF'S MOTION FOR  
SUMMARY JUDGMENT, GRANTING DEFENDANT'S MOTION TO  
REMAND, REVERSING THE FINDINGS OF THE COMMISSIONER,  
AND REMANDING THE MATTER FOR FURTHER REVIEW**

Plaintiff Saudra Powell filed the instant action for judicial review of the denial of her application for disability insurance benefits and supplemental security income on July 5, 2012. In accordance with 28 U.S.C. § 636(b)(1)(B), the matter was assigned to Magistrate Judge Michael Hluchaniuk for review. After Powell filed a motion for summary judgment and the Commissioner filed a motion to remand, the Magistrate Judge issued a Report and Recommendation ("R&R") advising that Powell's motion be granted in part, Commissioner's motion be granted, the findings of the Commissioner be reversed, and the matter remanded for further proceedings. (R&R at 2).

In the R&R, the Magistrate Judge informed the parties that objections to the R&R must be filed within "14 days of service" of a copy hereof and a "[f]ailure to file specific objections constitutes a waiver of any further right of appeal." (R&R at 28). Neither party filed any objections.

Because no objections have been filed in this case, the parties waive their right to *de novo* review and appeal. Accordingly, the Court **ADOPTS** the Magistrate Judge's report and recommendation, **GRANTS IN PART** Plaintiff's motion for summary judgment, **GRANTS** Defendant's motion to remand, **REVERSES** the findings of the Commissioner, and **REMANDS** the matter for further review.

**IT IS SO ORDERED.**

s/Marianne O. Battani  
MARIANNE O. BATTANI  
UNITED STATES DISTRICT JUDGE

DATE: July 17, 2013

CERTIFICATE OF SERVICE

I hereby certify that on the above date a copy of this Order was served upon all parties of record via ordinary U.S. Mail or the Court's ECF Filing System.

s/Bernadette M. Thebolt  
Case Manager